

District Court, Boulder County, Colorado
Court Address: 1776 6th Avenue
Boulder, CO 80306

GRANTED BY COURT

03/23/2021

DATE FILED: March 23, 2021 3:13 PM
CASE NUMBER: 2021CR497



THE PEOPLE OF THE STATE OF COLORADO

v.

Ahmad Alissa,
Defendant.

THOMAS FRANCIS MULVAHILL
District Court Judge

σ COURT USE ONLY σ

Megan Ring, Colorado State Public Defender
Samuel Dunn #46901
Senior Deputy State Public Defender
Kathryn Herold #40075
Supervising Deputy State Public Defender
Boulder Regional Public Defenders
2555 55TH Street D-200, Boulder, CO 80301
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Case No. 21CR497

Division 13

**MR. ALISSA'S MOTION FOR PROTECTIVE ORDER
(D-006)**

Mr. Alissa moves this Court for an Order requiring the Office of the District Attorney, any other law enforcement persons, and their agents to (a) get the consent of Alissa's counsel, Deputy State Public Defender Kathryn Herold and Samuel Dunn, before attempting to contact or interview Mr. Alissa and (b) give said counsel reasonable opportunity to be present PRIOR to any contact with Mr. Alissa on the following grounds:

1. The Office of the Public Defender has been appointed to represent Mr. Alissa.
2. Mr. Alissa does not wish to be interviewed, contacted or questioned unless his attorney is present. Mr. Alissa wishes all of his contacts with state agents to take place through his legal counsel.
3. Notification and consent of opposing counsel is required by the Colorado Rules of Professional Conduct, Rule 4.2.
4. Mr. Alissa wishes to exercise both his right to silence (and against self-incrimination) and his right to counsel under the federal and state constitution.
5. Mr. Alissa hereby exercises his right to remain silent and privilege against self-incrimination and right to counsel under the Federal and State Constitutions. People v. Pierson, 633 P.2d 485 (Colo.App. 1981); People v. Pierson, 670 P.2d 770 (Colo. 1983); People v. Cerezo, 635 P.2d 1197 (Colo. 1981); People v. Lowe, 616 P.2d 118 (Colo. 1980); People v. Jones, 677 P.2d 383

(Colo.App. 1983). See also Edwards v. Arizona, 451 U.S. 477, 101 S.Ct. 1880, 68 L.Ed.2d 378 (1981); Massiah v. United States, 377 U.S. 201 (1964); United States v. Henry, 447 U.S. 264 (1980); Maine v. Moulton, 474 U.S. 159 (1985).

MEGAN A. RING
COLORADO STATE PUBLIC DEFENDER

/s/ Samuel Dunn
Samuel Dunn #46901
Deputy State Public Defender

/s/ Kathryn Herold
Kathryn Herold #40075
Supervising Deputy State Public Defender

Certificate of Service

I hereby certify that on March 23, 2021, I served the foregoing document by E filing same to all opposing counsel of record.

/s/ Sam Dunn

Dated: March 23, 2021